

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

KASHAUN L. LOCKETT,

Defendant.

8:21CR192

ORDER

This matter is before the Court on Defendant, Kashaun L. Lockett's Motion filed on June 27, 2023, requesting that the undersigned magistrate judge recuse himself in this matter. ([Filing No. 205](#)). "A party introducing a motion to recuse carries a heavy burden of proof; a judge is presumed to be impartial and the party seeking disqualification bears the substantial burden of proving otherwise." *In re Steward*, 828 F.3d 672, 682 (8th Cir. 2016) (quoting *Fletcher v. Conoco Pipe Line Co.*, 323 F.3d 661, 664 (8th Cir. 2003)). Having reviewed Defendant's motion, the undersigned magistrate judge finds no basis upon which he should recuse himself in this matter. See [28 U.S.C. § 455\(a\)](#). Accordingly,

IT IS ORDERED: Defendant's Motion ([Filing No. 205](#)) is denied.

Dated this 28th day of June, 2023.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge

ADMONITION

A party may object to a magistrate judge's order by filing an objection within fourteen (14) days after being served with a copy of the order. See NECivR [72.2](#)(a). Failure to timely object may constitute a waiver of any objection.